

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
COURT FILE NO: 5:11-cv-00187**

TIMOTHY T. CLEMENTS,

Plaintiff,

v.

SIMM ASSOCIATES, INC.

Defendant.

**STIPULATION OF DISMISSAL WITH
PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED to by the Plaintiff and his attorney, and the Defendant and its attorney, that the above-entitled action against Defendant, shall be and hereby is dismissed with prejudice and on the merits. All parties to bear their own costs, disbursements, and attorneys' fees.

Dated: December 11, 2012

s/ Travis E. Collum
NC Bar No. 29158
Attorney for Plaintiff
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Dated: December 11, 2012

s/ Caren D. Enloe
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CERTIFICATE OF SERVICE

I, Travis E. Collum, do hereby certify that the foregoing **STIPULATION OF DISMISSAL WITH PREJUDICE** in this action, was served electronically to:

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Attorney for Defendant

This the 11th day of December, 2012.

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